

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Seanah Dixon,

Plaintiff

v.

David Rivas, et al.,

Defendants

Case No. 2:22-cv-01464-JAD-VCF

**Order Dismissing
and Closing Case**

[ECF Nos. 1, 3]

On September 8, 2022, Plaintiff Seanah Dixon brought this civil-rights lawsuit under § 1983, claiming that her rights were violated during her time at High Desert State Prison. She submitted an application to proceed *in forma pauperis* and a civil-rights complaint.¹ One week after bringing this action, Dixon filed a motion for voluntary dismissal, stating that she “elects to voluntarily dismiss this action” as “duplicative and filed in error.”²

Under Federal Rule of Civil Procedure 41(a)(1), a plaintiff may dismiss an action without a court order by filing “a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.”³ I grant Dixon’s motion to voluntarily dismiss this action because no responsive pleading has been filed. Thus, I dismiss this action without prejudice.

IT IS THEREFORE ORDERED that:

- Dixon’s motion for voluntary dismissal [ECF No. 3] is **GRANTED**; and
- Dixon’s application to proceed *in forma pauperis* [ECF No. 1] is **DENIED AS MOOT**.

¹ ECF Nos. 1, 1-1.

² ECF No. 3.

³ Fed. R. Civ. P. 41(a)(1)(A)(i).

1 IT IS FURTHER ORDERED that this action is dismissed in its entirety without prejudice
2 and the Clerk of the Court is directed to CLOSE THIS CASE.

3 Dated: September 19, 2022

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6 U.S. District Judge Jennifer A. Dorsey
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